

**MEMO ENDORSED**JUDD BURSTEIN, P.C.  
ATTORNEYS AT LAWUSDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 1/25/2021JUDD BURSTEIN\*  
JBURSTEIN@BURLAW.COMPETER B. SCHALK\*\*  
PSCHALK@BURLAW.COMG. WILLIAM BARTHOLOMEW\*\*  
WBARTHOLOMEW@BURLAW.COM

\*ALSO ADMITTED IN CONNECTICUT

\*\*ALSO ADMITTED IN NEW JERSEY

260 MADISON AVENUE  
15TH FLOOR  
NEW YORK, NEW YORK 10016  
TEL: (212) 974-2400  
FAX: (212) 974-2944  
WWW.BURLAW.COM  
  
12 OLD HILL FARMS ROAD  
WESTPORT, CONNECTICUT 06880  
TEL: (203) 226-4823

January 23, 2021

**Via ECF**The Honorable Valerie E. Caproni  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, New York 10007Re: *Conti v. Doe*, Case No. 17-CV-9268 (VEC) (RWL)

Your Honor:

I am a principal of Judd Burstein, P.C., counsel for Plaintiff/Counterclaim-Defendant Dr. Paul M. Conti ("Dr. Conti"). I write pursuant to the Court's Individual Rule 5.A and Paragraph 13 of the Confidentiality Order in this matter respectfully to request permission to temporarily file under seal the documents filed in opposition to Defendant/Counterclaim-Plaintiff John Doe's motion for summary judgment and in support of Dr. Conti's cross-motion for summary judgment. I apologize for the lateness of this letter, but our firm is working remotely and is experiencing severe technical difficulties with our internet server, which delayed our ability to finalize these papers. Our submission includes information that was designated "Confidential" by Doe and certain non-parties pursuant to the Stipulated Confidentiality Agreement and Protective Order entered in this case. (Dkt. No. 44). Therefore, in an abundance of caution so as not to file publicly material that a party or non-party might later contend should have been filed under seal, I respectfully request that we be granted leave to file Dr. Conti's papers under seal temporarily and to file papers with appropriate redactions by Tuesday, January 26th.

Respectfully,

CC: All counsel of record (via ECF)

/s/ Peter B. Schalk  
Peter B. Schalk

No later than **January 26, 2021**, Plaintiff must file the papers with appropriate redactions and submit a letter indicating whether Defendant consents to the proposed redactions.

SO ORDERED.


HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE

1/25/2021